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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

MATTHEW MCDERMOTT Plaintiff, v. COX MEDIA GROUP, LLC COX RADIO, INC. COX COMMUNICATIONS, INC. Defendants.	**STIPULATION OF DISMISSAL OF CIVIL ACTION WITH PREJUDICE (FRCP 41(a)(1)(A)(ii))** **Case No.: 2:16-cv-05292-LDW-GRB**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the Plaintiff, Matthew McDermott, and counsel for the Defendants, Cox Media Group, LLC, Cox Radio, Inc., and Cox Communications, Inc. that the parties have reached a settlement in principle and that all claims asserted in the above-captioned action are dismissed with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), each party to bear its own costs. Plaintiff shall have leave to refile this action by January 4, 2017 in the event that Defendants fail to execute the parties' settlement agreement on or before December 31, 2016.

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Dated: 12/5/2016	Dated:
Attorneys for Plaintiff Matthew McDermott	*Attorneys for Defendants Cox Media Group, LLC, Cox Radio, Inc. and Cox Communications, Inc.*

The case is closed.

SO ORDERED: s/Leonard D. Wexler

Hon. Leonard D. Wexler 12/6/16